

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

JIMMY DIXON,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 3:09-CV-208-RJC-DSC
)	
MICHAEL J. ASTRUE, Commissioner,)	
Social Security Administration,)	
)	
Defendant.)	

ORDER

THIS MATTER is before the Court on Plaintiff's Motion for Attorney's Fees Pursuant to 42 U.S.C. § 406(b), filed on December 30, 2011 (Dkt. No. 19). The parties have reached an agreement on this matter allowing Plaintiff to recover \$4,527.25 in attorneys' fees pursuant to 42 U.S.C. § 406(b), provided that Plaintiff's counsel return to Plaintiff the \$3,705.00 previously paid pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d).

NOW THEREFORE, IT IS ORDERED:

1. Plaintiff's counsel shall be paid the sum of \$4,527.25 in attorneys' fees pursuant to 42 U.S.C. § 406(b).
2. Plaintiff's counsel shall return to Plaintiff the \$3,705.00 previously paid pursuant to EAJA.
3. The Clerk is directed to serve copies of this Order on counsel for the parties.

SO ORDERED.

Signed: January 20, 2012

D. S. Cayer

David S. Cayer
United States Magistrate Judge

